

## PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q67543

Hubert GEHRING, et al.

Appln. No.: 10/026,553

Group Art Unit: 2167

Confirmation No.: 9577

Examiner: Nabil M. EL-HADY

Filed: December 27, 2001

For: DATA TRANSMISSION SYSTEM AND METHOD

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith.

The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant is filing concurrently herewith a Statement Under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/026,553

Attorney Docket No.: Q67543

Applicant is attaching herewith an English language translation of a Japanese Office

Action, dated October 20, 2005, citing the foreign language documents submitted herewith, in

compliance with the concise explanation required under 37 C.F.R. § 1.98(a)(3). Additionally,

English language abstracts are being submitted herewith for the cited foreign language

documents. No further concise explanation for such foreign language documents is required.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

SUGHRUE MION, PLLC

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WASHINGTON OFFICE

CUSTOMER NUMBER

Date: December 8, 2005

Registration No. 56,616

Attorney Docket No.: Q67543

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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WASHINGTON OFFICE 23373 CUSTOMER NUMBER

Date: December 8, 2005

ubstitute for Form 1449 A & B/PTO			Complete if Known		
			Application Number	10/026,553	
INFOR	MATION D	ISCLOSURE 4	Confirmation Number	9577	
STATI	EMENT BY	APPLICANT %	Filing Date	December 27, 2001	
			First Named Inventor	Hubert GEHRING	
(use as many sheets as necessary) DEC 08 1005		Art Unit	2167		
		Examiner Name	Nabil M. EL-HADY		
Sheet	1	of Chartenage	Attorney Docket Number	Q67543	

U.S. PATENT DOCUMENTS						
	Cita	Document	Document Number			
	Cite No. <sup>1</sup>	Number	Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	
		US				
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FOREIGN PATENT DOCUMENTS						
Examiner Cite	Foreign Patent Document			Publication Date	Name of Patentee or	
No.1	Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>
	JP	09-330287		12-22-1997	Hitachi Ltd	Abstract
	JP	05-290003		11-05-1993	Matsushita Elec Ind Co Ltd	Abstract
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	Cite No.¹	No. 1 Country Code <sup>3</sup> JP	Cite No.¹         Foreign Patent Document Patent Document Patent Document Patent P	Cite No.¹         Foreign Patent Document           Country Code³         Number⁴         Kind Code⁵ (if known)           JP         09-330287	Cite No.¹         Foreign Patent Document         Publication Date MM-DD-YYYY           JP         09-330287         12-22-1997	Cite No. 1  Country Code 2  Number 4  Description Date Name of Patentee or Applicant of Cited Document  Name of Patentee or Applicant of Cited Document  12-22-1997  Hitachi Ltd

		NON PATENT LITERATURE DOCUMENTS	
Examiner Cite Initials* No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	
		English translation of Japanese Office Action dated October 20, 2005.	

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Examiner Signature		Date Considered	<u> </u>	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.